

06.20.05

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

EMO

Serial No.: 10/010,703

Filed: 11/07/2001

Atty. Docket No.: 3123-390

For: "METHOD AND APPARATUS
FOR GENERATING AN INDEX
LOCATION FROM A SPIN
MOTOR OF A DISK DRIVE"

Group Art Unit: 2651

Examiner: Faber, Alan

**PETITION FOR REVIVAL OF
UNINTENTIONALLY ABANDONED
PATENT APPLICATION
UNDER 37 CFR § 1.137(B)**

Express Mail Label No. ED 634096256 US

Mail Stop Petition

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicants hereby petition for revival of the above-identified patent application. The application was unintentionally abandoned, since a reply to an Office Action dated March 18, 2004 was not filed.

In accordance with 37 CFR § 1.137(b), a Reply to the Office Action dated March 18, 2004, is being submitted herewith.

Since this utility patent application was filed after June 8, 1995, no terminal disclaimer is required.

I hereby state that the entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR § 1.137(b) was unintentional.

Applicants hereby authorize the Commissioner to charge the credit card identified on the enclosed Form PTO-2038 in the amount of \$1,500.00 for the petition fee, as set forth in 37 CFR § 1.17(m) (Fee Code 1453). In addition, the Commissioner is hereby authorized to debit Deposit Account No. 50-2198 for any fee deficiencies associated with filing this paper.

A representative from the U.S. Patent and Trademark Office is invited to contact the undersigned regarding any matters relating to the present application.

Respectfully submitted,



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Date: JUNE 18, 2005